

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
SPECIAL CIVIL APPLICATION No. 1347 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE AKIL KURESHI

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- 1 Whether Reporters of Local Papers may be allowed to see the judgment ?
 - 2 To be referred to the Reporter or not ?
 - 3 Whether their Lordships wish to see the fair copy of the judgment ?
 - 4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?
 - 5 Whether it is to be circulated to the civil judge ?

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RASIKLAL B BAGADIA - Petitioner(s)
Versus
BOTAD NAGARPALIKA & 4 - Respondent(s)

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Appearance :

MR SV PARMAR for Petitioner(s) : 1,
M/S THAKKAR ASSOC. for Respondent(s) : 1 - 2.
MR YN RAVANI for Respondent(s) : 3,
NOTICE SERVED BY DS for Respondent(s) : 4 - 5.

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CORAM : HONOURABLE MR.JUSTICE AKIL KURESHI

Date : 01/05/2006

ORAL JUDGMENT

As far back as on 03-03-2005, learned advocate Shri Y.N. Ravani had produced a copy of death certificate of the petitioner according to which the petitioner expired

on 09-08-1998. From 1998 till date no steps were taken to bring heirs of the petitioner on record. In any case, learned advocate for the petitioner was aware about this development on 03-03-2005. The Court had adjourned the matter to permit the learned advocate for the petitioner to obtain necessary instructions. Till date however, heirs of the deceased petitioner are not brought on record. The petition is therefore, disposed of as abated. Rule is discharged with no order as to costs.

(Akil Kureshi, J.)

(raghu)